

1

EXPRESS MAIL NO. EL255091987US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Dwight H. Freeman and Dennis Lynn Griffiths  
Attorney's Docket No: 120013.419  
Application No.: \_\_\_\_\_  
Filed: Concurrently herewith  
For: APPARATUS AND METHOD FOR ANALYZING AN ELECTRO-ACOUSTIC  
SYSTEM

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 C.F.R. §§ 1.9(d) AND 1.27(c)) -- SMALL BUSINESS CONCERN**

I declare that I am:

- ☐ the owner of the small business concern identified below.  
☒ an official of the small concern empowered to act on behalf  
of the concern identified below.

NAME OF CONCERN: Electronic Engineering and Manufacturing Incorporated

ADDRESS OF CONCERN: 22410 77th Avenue West  
Mountlake Terrace, Washington 98043

I declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §§ 121.3-18 and reproduced in 37 C.F.R. § 1.9(d) for purposes of paying reduced fees under 35 U.S.C. §§ 41(a) and 41(b) in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I declare that rights under contract or law have been conveyed to and remain with the small business concern with regard to the invention entitled:

**APPARATUS AND METHOD FOR ANALYZING AN ELECTRO-ACOUSTIC SYSTEM**  
by inventors: Dwight H. Freeman and Dennis Lynn Griffiths  
as described in:

- ☒ the specification filed herewith.  
☐ Application No. \_\_\_\_\_, filed \_\_\_\_\_  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the

2

invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 C.F.R. § 1.9(c) or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).\*

\*NOTE: Separate verified statements are required from each named person, concern and organization having rights to the invention averring to his/its status as a small entity. (37 C.F.R. § 1.27)

FULL NAME Tom Walker

ADDRESS 22410 77th Avenue West, Mountlake Terrace, WA 98043

☐ individual

☒ small business concern

☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Tom Walker

TITLE OF PERSON OTHER THAN OWNER: President

ADDRESS OF PERSON SIGNING: 22410 77th Avenue West

Mountlake Terrace, WA 98043

SIGNATURE: 

DATE: Sept 21, 1999

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1

## DECLARATION

As the below-named inventors, we declare that:

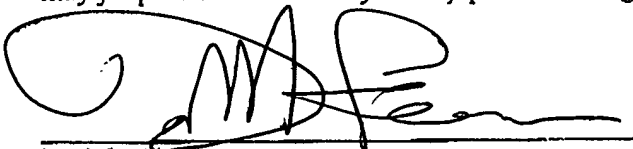
Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the invention entitled "APPARATUS AND METHOD FOR ANALYZING AN ELECTRO-ACOUSTIC SYSTEM," which is described and claimed in the foregoing specification and for which a patent is sought.

We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to patentability and examination of this application in accordance with 37 C.F.R. § 1.56(a).

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

  
Dwight H. Freeman

Date

Sept. 21, 1999

Residence

City of Edmonds, County of Snohomish  
State of Washington

Citizenship

United States of America

P.O. Address

9002 217th St. S.W.  
Edmonds, WA 98026



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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Dwight H. Freeman and Dennis Lynn Griffiths  
Filed : Concurrently herewith  
For : APPARATUS AND METHOD FOR ANALYZING AN  
ELECTRO-ACOUSTIC SYSTEM

Docket No. : 120013.419

Box Patent Application  
Assistant Commissioner for Patents  
Washington, DC 20231

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73 AND POWER OF ATTORNEY

Sir:

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints RICHARD W. SEED, Reg. No. 16,557; ROBERT J. BAYNHAM, Reg. No. 22,846; EDWARD W. BULCHIS, Reg. No. 26,847; GEORGE C. RONDEAU, JR., Reg. No. 28,893; DAVID H. DEITS, Reg. No. 28,066; WILLIAM O. FERRON, JR., Reg. No. 30,633; PAUL T. MEIKLEJOHN, Reg. No. 26,569; DAVID J. MAKI, Reg. No. 31,392; RICHARD G. SHARKEY, Reg. No. 32,629; DAVID V. CARLSON, Reg. No. 31,153; KARL R. HERMANN, Reg. No. 33,507; DAVID D. MCMASTERS, Reg. No. 33,963; MICHAEL J. DONOHUE, Reg. No. 35,859; CHRISTOPHER J. DALEY-WATSON, Reg. No. 34,807; STEVEN D. LAWRENZ, Reg. No. 37,376; ELLEN M. BIERMAN, Reg. No. 38,079; ANN T. KADLECEK, Reg. No. 39,244; DAVID W. PARKER, Reg. No. 37,414; FRANK ABRAMONTE, Reg. No. 38,066; E. RUSSELL TARLETON, Reg. No. 31,800; KEVIN S. COSTANZA, Reg. No. 37,801; DALE C. BARR, Reg. No. 40,498; THOMAS E. LOOP, Reg. No. 42,810; STEPHEN J. ROSENMAN, Reg. No. 43,058; BRIAN L. JOHNSON, Reg. No. 40,033; JAMES D. WHITE, Reg. No. 43,985; KIMTON N. ENG, Reg. No. 43,605; SUSAN D.

2

BETCHER, Reg. No. 43,498; DENNIS M. de GUZMAN, Reg. No. 41,702; JANE E. R. POTTER, Reg. No. 33,332; KENNETH H. TARBET, Reg. No. 43,181, WILLIAM T. CHRISTIANSEN, Reg. No. P-44,614, and ROBERT IANNUCCI, Reg. No. 33,514, comprising the firm of SEED AND BERRY LLP, 6300 Columbia Center, Seattle, Washington 98104-7092, as its attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Please direct all telephone calls to **Kimton N. Eng** at (206) 622-4900 and telecopies to (206) 682-6031.


**Please direct all communications to:**

**Kimton N. Eng, Esq.**  
**Seed and Berry LLP**  
**6300 Columbia Tower**  
**701 Fifth Avenue**  
**Seattle, Washington 98104-7092**

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to ELECTRONIC ENGINEERING AND MANUFACTURING INC., filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

ELECTRONIC ENGINEERING AND  
MANUFACTURING INC.  
ASSIGNEE

DATE Sept 21, 1999

  
Tom Walker  
President

Enclosure:

### Copy of Assignment

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